IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SIXTEENTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B. SUDERSHAN REDDY

and
THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 6076 of 2002

Between:

The Andhra Pradesh Private Hospitals and Nursing Homes

Association, Koti, Hyderabad, represented by its Secretary,

Dr. Yadaiah, S/o T.Sailu, R/o Hyderabad.

..... PETITIONER

AND

1 Union of India, Ministry of Environment and Forests,

represented by its Secretary, Secretariat, New Delhi.
2 Government of Andhra Pradesh, represented by its

Secretary, Department of Environment, Secretariat,

Hyderabad
3 Andhra Pradesh Pollution Control Board, HUDA Complex,

Maitrivanam, Ameerpet, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court will be pleased to issue a writ of Mandamus or any other appropriate writ, direction or directions declaring the Rule (8) (3) of the Bio-Medical Waste Rules, 1998 framed by the 1st respondent whereby the members of the petitioner Association are required to pay huge amount of fees for obtaining Authorisation under the Rules as ultra vires,

illegal,
unconstitutional and arbitrary and to issue a consequential direction to the respondents not to insist for payment of fee from the members of the petitioner association for granting authorisation under the rules.

For the Petitioner: MR. V.SRINIVAS, Advocate.

For Respondent No. 1: MR. A.RAJASHEKAR REDDY (SC FOR CG).

For Respondent No. 3: Mr. E. Kalyan Ram, Standing Counsel.

The Court made the following Order: (per Sri B. Sudershan Reddy, J)

Sri V. Srinivas, learned counsel for the petitioner submits that the petitioner wants to withdraw the writ petition in view of some positive assurance given by the respondent-Andhra Pradesh Pollution Control Board.

In such view of the matter, the petitioner is permitted to withdraw the writ petition and the same is accordingly dismissed as withdrawn without any order as to costs.

(B. Sudershan Reddy, J)

16..09..2004

(K.C. Bhanu, J)

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ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To

1 Secretary, Ministry of Environment and Forests, Union of

India, Secretariat, New Delhi.

2 Secretary, Department of Environment, Government of Andhra

Pradesh, Secretariat, Hyderabad.

3 Andhra Pradesh Pollution Control Board, HUDA Complex,

Maitrivanam, Ameerpet, Hyderabad.

4 Two CD copies.